

**RECEIVED  
CENTRAL FAX CENTER****FEB 14 2005**

KCI TOWER BUILDING  
8023 Vantage Drive, Ste. 540  
San Antonio, TX 78230

**FAX COVER SHEET**

**CONFIDENTIALITY NOTICE:** The documents accompanying this telecopy transmission contain confidential information which is legally privileged. The information is intended only for the use of the recipient named below. If you have received this telecopy in error, please immediately notify us by telephone, to arrange for return of the original documents to us, and you are hereby notified that any disclosure, copying distribution, or the taking of any action in reliance on the contents of this telecopied information is strictly prohibited.

**Date:** February 14, 2005 **No. of Pages:** 12  
**TO:** **COMPANY:** USPTO  
**FAX:** 703-872-9306  
**FROM:** Robert W. Mason **DEPARTMENT:** Legal  
**FAX:** 210 255 6969 **PHONE:** (210) 255-6271  
**RE:** Patent Application No.: 09/939,166  
Filing Date: 24 August 2001  
First Named Inventor: Boynton, Thomas A., et al.  
Art Unit: 3764  
Confirmation No.: 4114  
Examiner: DEMILLE, Danton D.  
Our File No.: VAC.715.US

**Message:** Dear Sir or Madame:

**Enclosed for filing is the following:**

**Transmittal Form**

**Reply to December 13, 2004 Final Office Action to Provoke Advisory Action**

**Respectfully submitted,**

**Robert W. Mason**  
**Reg. No.: 42,848**

\\nmg\Cherie\Fax Cover Sheets\USPTO Fax Cover Sheet Central Fax Response to OA.doc

**Mailing:**

P.O. Box 659508  
San Antonio, Texas 78265-9508  
1-800-531-5369/Fax 210-255-4450

**Corporate:**

8023 Vantage Drive  
San Antonio, Texas 78230-4726  
(210) 524-9000

**Manufacturing:**

4958 Stout Drive  
San Antonio, Texas 78219-4334  
(210) 662-0215

PTO/SB/21 (03-04)

Approved for use through 07/31/2006. OMB CS51-0031

U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**TRANSMITTAL  
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number

09/839,166

Filing Date

24 August 2001

First Named Inventor

BOYNTON, Thomas A., et al

Art Unit

3764

Examiner Name

DEMILLE, Danton D.

Attorney Docket Number

VAC.715.US

**ENCLOSURES (Check all that apply)**

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input checked="" type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Reply to Missing Parts/Incomplete Application	<input type="checkbox"/> Landscape Table on CD	
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<b>Remarks</b>	

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm Name	Kinetic Concepts, Inc.		
Signature	<i>Robert W. Mason</i>		
Printed name	Robert W. Mason		
Date	2/14/2005	Reg. No.	42,848

**CERTIFICATE OF TRANSMISSION/MAILING**

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Signature	<i>Robert W. Mason</i>		
Typed or printed name	Robert W. Mason	Date	2/14/2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

**FEB 14 2005**

Appl. No. 09/939,166

~~Amend. Date February 14, 2005~~

Response to Office Action dated December 13, 2004

Appl. No. : 09/939,166 Confirmation No.: 4114  
Applicants : Boynton, et al.  
Filed : 8/24/2001  
Title (as amended) : Negative Pressure Assisted Tissue Treatment System  
TC/A.U. : 3764  
Examiner : Danton Demille  
Docket No.: : VAC.715.US

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
VIA FACSIMILE: (703) 872-9306

**CERTIFICATE OF TRANSMISSION/MAILING**

37 C.F.R. § 1.8

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the U.S. Postal Service as First Class Mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date below:

14 February 2005  
Date

  
Cherie E. Ridout

**REPLY TO DECEMBER 13, 2004 FINAL OFFICE ACTION**  
**TO PROVOKE ADVISORY ACTION**

Amendments to the specification begin on page 2 of this paper.

Amendments to the claims begin on page 3 of this paper.

Remarks begin on page 9 of this paper.